

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:18-cv-370-FL

ALLEN GRIMES, on behalf of himself)
and all others similarly situated ,)
Plaintiff,)
v.)
LM RESTAURANTS, INC., a North Carolina)
Corporation; LMR LLC a North Carolina)
Corporation; BRIER CREEK ALE HOUSE, INC.,)
a North Carolina Corporation; CARY ALE)
HOUSE, INC., a North Carolina Corporation;)
FRANKLIN STREET ALE HOUSE LLC,)
a North Carolina Corporation; CHARLOTTE)
PLAZA ALE HOUSE LLC, a North)
Carolina Corporation; WAVERLY ALE HOUSE)
LLC, a North Carolina Corporation; CONCORD)
MILLS ALE HOUSE LLC, a North Carolina)
Corporation; DURHAM ALE HOUSE, INC.,)
a North Carolina Corporation; FAYETTEVILLE)
ALE HOUSE, INC., a North Carolina Corporation;)
WHITE OAK ALE HOUSE LLC, a North)
Carolina Corporation; Greenville NC Ale House)
LLC, a North Carolina Corporation;)
JACKSONVILLE NC ALE HOUSE LLC, a)
North Carolina Corporation; NORTH RALEIGH)
ALE HOUSE, INC., a North Carolina)
Corporation; RALEIGH ALE HOUSE, INC.,)
a North Carolina Corporation; WAKE FOREST)
ALE HOUSE, INC., a North Carolina Corporation;)
WILMINGTON ALEHOUSE, INC., a North)
Carolina Corporation; WINSTON-SALEM ALE)
HOUSE LLC, a North Carolina Corporation;)
KNOXVILLEALE HOUSE, INC., a)
Tennessee Corporation; and SHORT PUMP)
ALE HOUSE LLC, a Virginia Corporation,)
collectively d/b/a “Carolina Ale House,”)
Defendants.)
ORDER

This matter is before this Court on Defendants' Notice of Consent to Plaintiff's Motion to Amend and Consent Concerning Pending Motions. The Court has reviewed the Notice and finds that good cause has been shown for the requested disposition of the pending motions.

IT IS THEREFORE ORDERED that: (i) Plaintiff's Motion for Leave to Amend Complaint or Notice of Dismissal Without Prejudice of NCWHA Claims (D.E. 73) is denied as moot, (ii) Plaintiff's Motion to Stay or Otherwise Extend Deadline to Respond to Motion to Dismiss (D.E. 75) is denied as moot, and (iii) Defendants' Motion to Dismiss (D.E. 49) is denied as moot. Plaintiff is directed to file second amended complaint not later than February 15, 2019.

This the 7th day of February, 2019.



The Honorable Judge Louise W. Flanagan
United States District Court
Eastern District of North Carolina